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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**
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9 JAMAAR JEROME WILLIAMS,

10 Petitioner,

11 vs.

12 JACKIE CRAWFORD, et al.,

13 Respondents.
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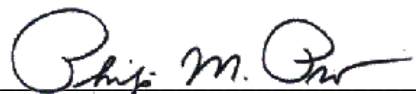
Case No. 2:05-CV-00879-PMP-(CWH)

ORDER

15 The court granted respondents' motion to dismiss (#72) in part, and the court directed
16 respondents to file an answer. Order (#88). Respondents have filed a document titled "Motion to
17 Dismiss Amended Petition" (#89). Respondents argue that the remaining grounds in the second
18 amended petition (#36) are without merit. Respondents should have titled this document as an
19 answer. To the extent that the document actually is a motion to dismiss, the court denies it. The
20 court will construe the document as the answer and give petitioner the opportunity to file a reply.

21 IT IS THEREFORE ORDERED that the motion to dismiss (#89), to the extent that it is a
22 motion, is **DENIED**. The court construes the motion to dismiss as respondents answer, and
23 petitioner shall have forty-five (45) days from the date of entry of this order to file and serve a
24 reply.

25 DATED: October 10, 2012
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28 PHILIP M. PRO
United States District Judge